IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE NINETEENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

And
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 4947 of 2005

Between:

Miss.M.Deepa, D/o.Late M.Bhaskar Rao, Unemployee,
R/o.2-20-63, plot No.21/A, Chandulal Bowli,
Sikh Village, Secunderabad.

..... PETITIONER

AND

1 The Commissioner of Printing, Stationary & Stores Purchase (Printing Wing), Chenchalguda, Hyderabad.
2 The Assistant Director (Admn) Government Central Press, Chenchalguda, Hyderabad.
3 Smt.M.Pavana Kumari, Pensioner, W/o.Late M.Bhaskar Rao,
R/o.flat No.402, Shiva Brahmambika Apartments,
H.No.19-95, Gautami Nagar, Malkajgiri, Ranga Reddy District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ or order or direction, especially one in the nature of writ of certiorari. a) to call for the records pertaining to O.A.No.7061 of 2003, dated 05-01-2005 on the file of Hon'ble Andhra Pradesh Administrative Tribunal and quash the same duly declaring the impugned Memo.No.1105/Adm.M1/97, dt.13-11-2002 passed by the 2nd respondent as illegal and set aside the same and (b) consequently direct the respondents to provide any suitable employment to the petitioner on compassionate grounds.

Counsel for the Petitioner: MR.K.VASUDEVA REDDY

Counsel for the Respondent Nos.1 and 2: G.P. FOR SERVICES-I.
Counsel for Respondent No.3: None Present

The Court at the stage of admission made the following:

ORAL ORDER: (per GB.J.)

The Writ Petition is filed assailing the order passed by A.P. Administrative Tribunal (hereinafter referred to as the Tribunal) in O.A.No.7061 of 2003, dated 5.1.2005.

2. The matter relates to compassionate appointment. The father of the petitioner, who was working as Deputy Foreman in the 1st respondent Printing Press, died while in service on 6.9.1996. Thereafter the petitioner made an application for compassionate appointment on 3.9.1997 and the same was rejected by the respondents. Assailing the said rejection order, the petitioner filed the above OA. The learned Tribunal upholding the order of the authorities that the petitioner was not entitled for compassionate appointment as she did not fulfil the age criteria as on the date of the application and the application was also not filed within time, dismissed the OA. Against the said order, the present Writ Petition has been filed.

3. The learned counsel for the petitioner submits that the order of the Tribunal is not sustainable and the petitioner is entitled to be considered for appointment under compassionate appointment scheme.

4. We have also heard the learned Government Pleader for Services-I appearing for respondents 1 and 2.

5. We are not in a position to accept the contention of the learned counsel for the petitioner. As on the date when the employee died, the petitioner was hardly 14 years. Even according to the clarification issued by the Government, after the minor attains the majority within a period of two years from the date of the death of the employee, if she/he made an application for compassionate appointment, her/his case will be considered. But in the instant case the petitioner does not fall within the criteria laid down by the Government. We do not find any flaw in the order of the Tribunal.

6. Accordingly the Writ Petition is dismissed at the stage of admission. No costs.

(G.BIKSHAPATHY, J.)

19th April, 2005.

(P.S.NARAYANA, J.)

SSR

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Commissioner of Printing, Stationary & Stores Purchase (Printing Wing), Chenchalguda, Hyderabad.
2 The Assistant Director (Admn) Government Central Press, Chenchalguda, Hyderabad.
3 The Registrar, A.P. Administrative Tribunal, Hyderabad.

4 2 CCs to G.P. for Services-I, High Court of A.P. Hyderabad. (OUT)
5 2 CD copies

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